

Amendment No. 1 to Amendment 1 to HB2331

Casada
Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 2315

House Bill No. 2331*

By deleting the amendatory language of Amendment 1 in its entirety and by substituting the following:

SECTION _____. (a)(1) Notwithstanding any other provision of this act to the contrary, if the memorandum of understanding concerning a new waiver-based spend down program entered into by the commissioner of finance and administration on April 26, 2005 takes effect on or before August 1, 2005 and the medically needy are not disenrolled from the TennCare program, then the funds appropriated to fund the implementation of Senate Bill 2300/House Bill 2321 shall not be expended to fund such bill and such funds shall be appropriated to fund continued coverage of the medically eligible in the TennCare program. If such memorandum of understanding does not take effect by August 1, 2005, then funds appropriated to implement the provisions of Senate Bill 2300/House Bill 2321 shall be expended to fund the implementation of such bill; provided, however, such funds may not be expended before August 1, 2005.

(2) Notwithstanding any provision of this act to the contrary, , if the memorandum of understanding concerning a new waiver-based spend down program entered into by the commissioner of finance and administration on April 26, 2005 takes effect on or before August 1, 2005 and the medically needy are not disenrolled from the TennCare program, then the following funding sources are also earmarked and allocated for the purpose of retaining TennCare coverage for the medically eligible:

- (A) Premium collections from the medically eligible population;
- (B) Any savings from avoided administrative costs of TennCare disenrollments; and

(C) Any cost savings for the TennCare program due to the reduction in administrative cost payments to managed care organizations associated with the reduced covered population.

(b) From any funds appropriated elsewhere in this act for the purpose of maintaining TennCare coverage for the medically eligible population for the first three (3) months of the fiscal year, there is earmarked \$37,000,000 for the severely and persistently mentally ill (SPMI) population and \$10,000,000 for mental health clinics.

(c) It is the legislative intent that the governor seek to maximize federal grants, to the extent possible, in order to maintain TennCare coverage for the dual eligible population until January 1, 2006.